

A RESOLUTION

BY PUBLIC SAFETY & LEGAL ADMINISTRATION COMMITTEE

02-R-1526

**A RESOLUTION AUTHORIZING THE
SETTLEMENT OF THE CLAIM OF EDDIE
LOUIS IN THE AMOUNT OF \$3,125.21
AGAINST THE CITY OF ATLANTA**

WHEREAS, EDDIE LOUIS, has filed a claim against the City of Atlanta seeking damages to his vehicle; and

WHEREAS, the damage to EDDIE LOUIS' vehicle occurred when he drove over a metal plate that was not properly secured to the roadway; and

WHEREAS, the construction and maintenance of public roads is a ministerial function and therefore this claim is not subject to a defense of sovereign immunity under the laws of the State of Georgia; and;

WHEREAS, the claimant has asserted damages in the amount of \$3,125.21 and has agreed to accept this sum in full and complete satisfaction and settlement of his claim against the City of Atlanta; and

WHEREAS, the City Attorney has recommended that the claim of EDDIE LOUIS, be settled for the sum of \$3,125.21.

THEREFORE, BE IT RESOLVED that the Council of the City of Atlanta, Georgia that \$3,125.21 be paid by the City of Atlanta to EDDIE LOUIS, in satisfaction of any and all claims he may have stemming from damages sustained to his vehicle on or about April 20, 2002 at 60 Cleveland Avenue, SE and that the City Attorney prepare appropriate releases.

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby authorized to pay the above mentioned sum from account number 2J01/529017/T31001.